THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3785 of 2007

13.3.2007

Between:

Smt.T.Ragavamma, W/o.Akkaiah

... Petitioner

AND

The Secretary to Government of Andhra Pradesh,
Revenue Department, Secretariat, Hyderabad
And another

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3785 of 2007

ORDER:

The petitioner is statedly a member of Sri Rama Cooperative Building Society Limited, Visakhapatnam. The said society allegedly purchased the land admeasuring 8000 Sq.mts in T.S.No.1011, Block No.39, Waltair Road, Visakhapatnam from A.Venkatappaiah Sastry, who was declared as surplus landholder. It appears that the society made application seeking exemption as per the guidelines in G.O.Ms.No.136, dated 28.1.1981, which is still pending with the Government. In the meanwhile, the petitioner alleges that he was allotted plot No.5 and second respondent is making attempts to dispossess the petitioner. Therefore, the present writ petition is filed seeking a direction to the respondents not to dispossess the petitioner.

After getting instructions, learned Assistant Government Pleader for Revenue (ULC) submits that the land is vacant land and the petitioner is not in possession of the land. He, however, does not dispute that in similar circumstances this Court disposed of W.P.No.14432 of 2002. Following the same, this writ petition is also disposed of in the following manner. The first respondent is directed to consider the application filed by Sri Rama Cooperative House Building Society, Visakhapatnam, for exemption under Section 20 of the Urban Land (Ceiling and Regulation) Act, 1976, as directed by this Court in W.P.No.14091 of 1993, dated 20.11.1997. This exercise may be completed within a period of eight weeks from the date of receipt of a copy of this order. Till such time, if the petitioner is still in possession of the property, in spite of the declarant surrendering surplus vacant land to the Government as alleged by the respondents, there shall be *status quo* as on today

The writ petition, with the above observations, is accordingly disposed of. No costs.

March 13, 2007 (**V.V.S.RAO,J**)

NOTE:

Dispatch order copy by
19.03.2007.
(By order)
YS